



PATENT

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PTO/SB/21 (09-04)
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/707,258	
	Filing Date	12/01/2003	
	First Named Inventor	Hsin-Ming Chen	
	Art Unit	2871	
	Examiner Name	CHOWDHURY, TARIFUR RASHID	
Total Number of Pages in This Submission	6	Attorney Docket Number	TOPP0003USA

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. A copy of the deposit account statement of 8/18/2005
<input type="checkbox"/> Information Disclosure Statement	<input checked="" type="checkbox"/> Request for Refund	2. A copy of the cover page of Resubmission of response to the office action dated 5/18/2005
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	3. A copy of the deposit account statement of 12/21/2005
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks Request for a refund of duplicate deduction pursuant to 37 CFR 1.26		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	North America Intellectual Property Corp.		
Signature	<i>Winston Hsu</i>		
Printed name	Winston Hsu		
Date	DEC 27 2005	Reg. No.	41,526

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature	<i>Alison Wu</i>		
Typed or printed name	Alison Wu	Date	DEC 27 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
OFFICE

5 Applicant: Hsin-Ming Chen
Examiner: Chowdhury, Tarifur Rashid
Filing Date: 12/01/2003 Art Unit: 2871
App. No.: 10/707,258 Docket No.: TOPP0003USA

10 Title: COLOR FILTER STRUCTURE AND METHOD THEREOF

To: Mail Stop 16
Commissioner for Patents
P.O. Box 1450
15 Alexandria VA 22313-1450

Subject: Request for a refund of duplicate deduction
pursuant to 37 CFR 1.26

20 Dear Sir,

The applicant submitted a response to the Office action
dated 05/18/2005 of the above-identified application on
08/17/2005 and authorized the USPTO to deduct excess claim
25 fee \$450.00 from the Deposit Account No. 50-3105. The USPTO
deducted \$450.00 from the Deposit Account No. 50-3105 on
08/18/2005 indeed (Attachment 1). On 12/20/2005, the examiner
BELL TINA MARIA left an voice mail and indicated that some
pages of the response to the Office action dated 05/18/2005
30 didn't come out clear. Then the applicant resubmitted that
response on 12/20/2005 in avoid of the above-identified
application being abandoned (Attachment 2). But the USPTO

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deducted \$450.00 from the Deposit Account No. 50-3105 again on 12/21/2005 without the applicant's authorization (Attachment 3).

- 5 Accordingly, the applicant hereby requests that a refund of duplicate deduction of the excess claim fee in the amount of \$450.00 to the Deposit Account No. 50-3105 pursuant to 37 CFR 1.26.

10

Respectfully submitted,

Winston Hsu

Date: DEC 27 2005

Winston Hsu, Patent Agent No. 41,526

- 15 P.O. BOX 506, Merrifield, VA 22116, U.S.A.

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- 20 Note: Please leave a message in my voice mail if you need to talk to me. (The time in D.C. is 13 hours behind the Taiwan time, i.e. 9 AM in D.C. = 10 PM in Taiwan.)

25

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DEC 20 2005

PTO/SB/17 (12-04)

Approved for use through 07/31/2006. OMB 0601-0032
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Patent and Trademark Act of 1980, an invention can be patented only if it is new, useful, and non-obvious.

Effective on 12/01/2004.
Fee pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4810).

FEE TRANSMITTAL For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 450.00)

Complete if Known	
Application Number	10/707,258
Filing Date	12/01/2003
First Named Inventor	Hsin-Ming Chen
Examiner Name	Chowdhury, Tarfur Rashid
Art Unit	2871
Attorney Docket No.	TOPP0003USA

METHOD OF PAYMENT (check all that apply)

- ☐ Check ☐ Credit Card ☐ Money Order ☐ Note ☐ Other (please identify): _____
- ☒ Deposit Account Deposit Account Number: 50-3105 Deposit Account Name: North America Intellectual Property Corp.
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
- ☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.18 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-283A.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims: 23 - 20 or HP = 1 x 50 = 50

HP = highest number of total claims paid for, if greater than 20

Indep. Claims: 5 - 3 or HP = 2 x 200 = 400

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets: _____ Extra Sheets: _____ Number of each additional 50 or fraction thereof: _____ Fee (\$): _____ Fees Paid (\$): _____

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: _____

SUBMITTED BY

Signature	<u>Winston Hsu</u>	Registration No. (Attorney/Agent)	41,528	Telephone	302-728-1562
Name (Print/Type)	Winston Hsu	Date	08/17/2005		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Adjustment Date: 03/28/2006 SDIRETA1
12/21/2005 CNGUYEN 00000095 503105 10707258
01 FC:1201 400.00 CR
02 FC:1202 50.00 CR